

**INLAND WETLANDS AGENCY  
MEETING MINUTES**

**MARCH 20, 2006**

**PRESENT:** Ken Braga, Christine Murphy, Margo Wheeler and Alternate Jean Burns (Seated)

**ABSENT:** Sanford Cohen, Kim Flannery, Donald McConnell and Alternate Steven Hoffman

**STAFF**

**PRESENT:** Lisa Houlihan, ZEO/WEO and Kristin Michuad, Recording Secretary

**I. CALL TO ORDER:**

Chairman Braga called the Inland Wetlands Agency (IWA) meeting to order at 7:31PM at the Ellington Town Hall Annex, 57 Main Street, Ellington, CT and read the legal notice into record.

**II. PUBLIC COMMENTS: NONE**

**III. PUBLIC HEARINGS:**

1. #IW200551 – Landmark Surveys, LLC for a permit to Conduct Regulated Activity within an Area of Influence for a 4 lot subdivision on property located on Webster Road, APN 126-002-0000. (Continued from the February 13, 2006 Meeting)

**DUE TO LACK OF QUORUM WITH THE PRESENT COMPLIMENT OF WETLANDS MEMBERS IN ATTENDANCE, THIS ITEM WAS CONTINUED TO THE APRIL 17, 2006 MEETING.**

2. #IW200555 – Paul and Theresa Nicholas for a permit to Conduct Regulated Activity within Wetlands and an Area of Influence for installation of septic system and water service lines for a single family home in conjunction with a 2 lot subdivision on property located at 92 Frog Hollow Road, APN 060-009-0000.

**AT THE REQUEST OF THE APPLICANT VIA A LETTER DATED 3/17/06 THIS ITEM HAS BEEN WITHDRAWN.**

**V. NEW BUSINESS:**

1. #IW200602—Robert Smith to Conduct Regulated Activity within an Area of Influence for the addition of fill to level land and the removal of trees on property located at 17 Bronisz Drive, APN 037-005-0047. (Determination of Significance and Possible Action)

Robert Smith came forward to explain the proposal. He stated that the purpose for the additional fill is to level the land for additional play area for his children.

**MOVED (BURNS), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO MAKE A FINDING OF NON-SIGNIFICANCE AND APPROVE #IW200602—ROBERT SMITH.**

**MOVED (BURNS), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO APPROVE #IW200602 – ROBERT SMITH.**

**MOVED (WHEELER), SECONDED (MURPHY) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA #IW200606 – CONNECTICUT PARACHUTISTS, INC FOR LOCATION OF SHADE TENTS AND 7 SITES USED FOR CAMPING ON PROPERTY LOCATED AT 360 SOMERS ROAD, APN 105-002-0000. (RECEIPT ONLY)**

**MOVED (WHEELER), SECONDED (MURPHY) AND PASSED UNANIMOUSLY TO RECEIVE #IW200606 – CONNECTICUT PARACHUTISTS, INC.**

**BY CONSENSUS, ITEM #IW200604 - JOSEPH TEIXEIRA, APPLICANT/KUPFERSCHMID FAMILY TRUST, OWNER FOR CHANNEL MAINTENANCE OPERATION LOCATED AT WEST ROAD, APN 045-002-0000 WAS ADDED TO THE AGENDA AND ACCEPTED AS “NOTIFICATION” NO ACTION REQUIRED.**

**BY CONSENSUS, THE AGENCY RECEIVED NOTIFICATION FOR CHANNEL MAINTENANCE OPERATION (#IW200604).**

**BY CONSENSUS, ITEM #IW200605 – JOSEPH TEIXEIRA, APPLICANT/JAMES MOSER, OWNER FOR CHANNEL MAINTENANCE OPERATION LOCATED AT WEST ROAD, APN 037-003-0000 WAS ADDED TO THE AGENDA AND ACCEPTED AS “NOTIFICATION” NO ACTION REQUIRED.**

**BY CONSENSUS, THE AGENCY RECEIVED NOTIFICATION FOR CHANNEL MAINTENANCE OPERATION (#IW200605).**

#### **IV. UNFINISHED BUSINESS:**

1. #IW200601 – Landmark Surveys, LLC for a to Conduct Regulated Activity within an Area of Influence for a commercial building addition and associated improvements on property located at 408 Somers Road, APN 121-029-0000.

**AT THE REQUEST OF THE APPLICANT THIS ITEM WAS CONTINUED TO THE APRIL 17, 2006 MEETING.**

2. Show Cause Hearing Regarding Cease and Desist Order, dated December 5, 2005 issued to Shepard Farms for violations within the Shepard Farms Subdivision on Windsorville Road, APN 014-008-0010, 014-008-0011, & 014-006-0015. (Continued from the January 23, 2006 meeting)

Doug Nation was present to explain his efforts in remedying the issues of the Cease & Desist Order. He stated that he has met, since the last meeting, with the Town Engineer and provided a map to meet his requirements. He expressed his frustration with Mr. Thompson's latest letter {dated 3/20/06} which requires additional information not previously requested.

Chairman Braga acknowledged Mr. Nations frustration but noted that the Cease & Desist Order was issued in May of 2005.

Discussion ensued.

**MOVED (BURNS), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO ALLOW REMEDIATION TO OCCUR IN ACCORDANCE WITH LATEST PLAN AND REQUIRE DOUG NATION TO SUBMIT A DETAIL AS REQUESTED BY JIM THOMPSON IN HIS LETTER DATED 3/20/06. A STAY OF THE CEASE & DESIST, RETAIN BOND UNTIL REMEDIATION IS INSPECTED AND APPROVED BY TOWN ENGINEER.**

3. #IW200603 – Water Pollution Control Authority to Conduct Regulated Activity within an Area of Influence for construction activity associated with installation of public sanitary sewers to the Ellington Airport APN 092-003-0000 & 105-002-0000. (Receipt and Determination of Significance)

**MOVED (BURNS), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO MAKE A FINDING OF SIGNIFICANCE AND SET A PUBLIC HEARING FOR #IW200603 – WATER POLLUTION CONTROL AUTHORITY.**

4. Reaffirm amendments to the Town of Ellington Inland Wetland and Watercourse Regulations as proposed, modified and approved by the Town of Ellington Inland Wetland and Watercourse Agency on June 14, 2005 and establish an effective date. (April 5, 2006)

**MOVED (MURPHY), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO REAFFIRM AMENDMENTS TO THE ELLINGTON INLAND WETLAND AND WATERCOURSE REGULATIONS.**

**EFFECTIVE DATE: APRIL 5, 2006**

**V. ADMINISTRATIVE BUSINESS:**

1. Designation of Wetlands Agent for the Town of Ellington's Wetlands Agency.

**MOVED (MURPHY), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO DESIGNATE LISA M. HOULIHAN AS WETLANDS AGENT FOR THE TOWN OF ELLINGTON WETLANDS AGENCY.**

2. Request for an extension of the Wetland permit approval for #IW200355 – Adam Barber.

**MOVED (BURNS), SECONDED (WHEELER) AND PASSED UNANIMOUSLY TO APPROVE THE EXTENSION OF THE START DATE FOR WETLAND PERMIT #IW200355 – ADAM BARBER.**

3. Memo from Eric Davison to Bob Stanhope, Greg Ugalde, Bill Prokop, Lisa Houlihan and Ken Braga dated 3-6-06. (Ellington Highlands Site Inspection Schedule)

Chairman Braga, explained that they are keeping on track with town requirements and if they don't comply they will get a stop work order.

4. Approval of the February 13, 2006 Meeting Minutes.

**MOVED (BURNS), SECONDED (MURPHY) AND PASSED (M. WHEELER – RECUSED) TO APPROVE THE FEBRUARY 13, 2006 MEETING MINUTES.**

5. Correspondence:
  - a. Memo to Board of Selectman from Robert Phillips dated March 6, 2006. (Permanent Appointment of ZEO/IW Agent – Lisa Houlihan)
  - b. Press Release – Plan of Conservation and Development Updates.
  - c. North Central Conservation District, Inc. dated March 1, 2006.

- d. Memo to Town Inland Wetland Agency from Aquatic Control Technology, Inc. (Aquatic Pesticide Permit Application)
- e. 2006 Municipal Inland Wetland Commissioners Training Program.
- f. Soil Survey of the State of Connecticut, February 2006.
- g. CFL News, Winter 2006.

**VI. ADJOURNMENT:**

**MOVED (MURPHY), SECONDED (BURNS) AND PASSED UNANIMOUSLY TO ADJOURN THE MEETING AT 7:55 P.M.**

Respectfully Submitted

Kristin C. Michaud